

# **ENERGY-RELATED LEGISLATION**

*South Carolina General Assembly, 1997-1998  
Compiled by the South Carolina Energy Office, July, 1998*

## **I. BILLS ENACTED INTO LAW DURING THE 1997-1998 SESSION**

### **BUILDING ENERGY EFFICIENCY**

**S. 236**     Primary sponsor: McConnell

To revise the requirements for building codes and the manner in which counties and municipalities must adopt and enforce such codes, revise the membership of the Building Codes Council, revise penalties, provide for duties of the State Fire Marshal and Deputy Fire Marshals in regard to these codes; to provide for Building Code Enforcement Officers and for their functions, duties, and registration; to provide that the first \$175,000 of the premium tax levied on fire insurers must be used for the purpose of implementing the training, certification, and continuing education program for Building Code Enforcement Officers.

This bill provides for building code enforcement throughout the state, including current energy codes, and mandate certain qualifications for enforcement officials. At present, about half of the state's counties lack building code enforcement, and there are no required qualifications for building code officials in jurisdictions where they do exist. Partly because of the absence of comprehensive code enforcement, South Carolina has not been in compliance with the National Energy Policy Act of 1992. Passage of this bill brings South Carolina into compliance with national energy efficiency standards.

06/30/97	Act No. A123
06/13/97	Signed by Governor
06/09/97	Ratified R193
06/05/97	Ordered enrolled for ratification
06/05/97	Senate Conference Committee Report adopted
06/05/97	House Conference Committee Report adopted
06/03/97	Conference powers granted, appointed Representatives to Committee of Conference
06/03/97	Conference powers granted, appointed Senators to Committee of Conference
06/03/97	Senate insists upon amendment
05/29/97	Non-concurrence in Senate Amendment
05/29/97	House amendments amended, returned to House with amendments
05/08/97	Read third time, returned to Senate with amendments

05/07/97	Amended, read second time
05/01/97	Committee Report: Favorable with amendment
02/12/97	Introduced, read first time, sent to Labor, Commerce, and Industry Committee
02/12/97	Read third time, sent to House
02/11/97	Read second time
02/11/97	Committee amendment adopted
02/05/97	Committee report: Favorable with amendment
01/22/97	Introduced, read first time, referred to Senate Judiciary Committee

**H. 3175** Primary sponsor: Bailey

Same as **S.236** - see above

03/20/97	Introduced, read first time, referred to Labor, Commerce, and Industry Committee
03/19/97	Read third time, sent to Senate
03/18/97	Amended, read second time
03/12/97	Committee Report: Favorable with amendment
01/14/97	Introduced, read first time, referred to Labor, Commerce, and Industry Committee
01/08/97	Prefiled, returned to Committee

**H.4438** Primary Sponsor: Davenport

To amend Section 6-9-60, as amended, code of laws of South Carolina, 1976, relating to the South Carolina Building Codes Council, so as to increase the membership of the Council from fifteen to sixteen members and to increase the number of members constituting a quorum for the purpose of council meetings.

The Director of the SC Energy Office, or his designee, is already a member of this Council.

06/24/98	Act No. A381
06/15/98	Signed by Governor
06/10/98	Ratified R514
06/04/98	Concurred in House amendment, enrolled for ratification
06/04/98	Senate amendments amended, returned to Senate with amendment
06/03/98	Read third time, returned to Senate with amendment
06/02/98	Read second time, unanimous consent for third reading on 06/03/98
06/02/98	Committee amendment adopted
05/14/98	Committee report: Favorable with amendment
03/11/98	Introduced, read first time, referred to Labor, Commerce and Industry Committee
03/10/98	Read third time, sent to Senate

03/02/98	Amended, read second time
02/25/98	Committee report: Favorable with amendment
01/20/98	Introduced, read first time, referred to Labor, Commerce and Industry Committee

## INFRASTRUCTURE

### **H. 3400** (1997 Budget Bill) House Ways and Means Committee

#### *Section 74 Permanent Provisos*

To enact the “South Carolina Comprehensive Infrastructure Development Act” so as to establish a state program to coordinate infrastructure planning among state, regional, and local units of government, assist in development of comprehensive regional infrastructure development plans, and identify and provide funding and financial assistance for constructing and improving infrastructure.

This act created the Division of Regional Development of the Budget and Control Board, in which the South Carolina Energy Office is now located.

07/28/97	Act No. A155
06/09/97	Ratified R22
06/05/97	Conference Committee Report adopted by House
06/05/97	Conference Committee Report adopted by Senate
04/30/97	Reported by Senate Finance Committee
03/13/97	Passed by the House
02/25/97	Introduced, read first time

## UTILITIES

### **H. 3404** Primary sponsor: Meacham

Relating to energy supply and efficiency, and integrated resource plans. To amend current legislation and delete the definition of “integrated resource plan”; to amend the requirement that the Public Service Commission adopt procedures encouraging energy efficiency and conservation; and to repeal certain legislation relating to public utilities, services, and carriers, energy supply and efficiency and integrated resource plans.

As passed, this bill eliminates the requirement for natural gas utilities to prepare integrated resource plans. The original bill would have eliminated electricity IRPs, but the House Labor, Commerce, and Industry Committee amended the bill so as to retain the requirement of electricity IRPs. Electricity IRPs are plans which document a utility’s demand and energy forecast for at least fifteen years. They explain not only how the utility intends to meet the forecast demand (for

example, building a new coal-fired power plant), but also its anticipated demand-side and supply-side management activities, the cost and reliability of energy service to the consumer, and the environmental impact of its activities.

06/04/97	Act No. A26
05/21/97	Signed by Governor
05/15/97	Ratified R92
04/23/97	Read third time, enrolled for ratification
03/12/97	Introduced, read first time, referred to Judiciary Committee
03/11/97	Read third time, sent to Senate
03/03/97	Amended, read second time
02/27/97	Committee report: Favorable with amendment
02/05/97	Introduced, read first time, referred to House Labor, Commerce, and Industry Committee

**H. 3772** Primary sponsor: Kirsh

To authorize the York County Natural Gas Authority to purchase and hold land for sale at a later date to one or more industrial customers.

York County Natural Gas Authority operates in York County and portions of Cherokee County.

05/09/97	Act No. A20
04/23/97	Signed by Governor
04/17/97	Ratified R49
04/10/97	Read third time, enrolled for ratification
04/09/97	Read second time
04/08/97	Unanimous consent from second and third reading on next two consecutive Legislative days
04/08/97	Introduced, read first time, placed on calendar without reference
04/03/97	Read third time, sent to Senate
04/02/97	Read second time
04/01/97	Introduced, read first time, placed on calendar without reference

**S. 597** Primary sponsor: Hayes

Same as **H. 3772** – see above

04/08/97 Committed to York Delegation

04/01/97 Introduced, read first time, placed on House calendar without reference

## TRANSPORTATION

**H. 3054** Primary sponsor: Scott

To create a committee to study the feasibility of implementing a statewide mass transportation system. The six-person committee will consist of representatives of the Senate Transportation Committee, the House Education and Public Works Committee, the Department of Transportation, the S.C. Association of Councils on Aging Directors, the Budget and Control Board, and the Transportation Association of South Carolina.

The Director of the Division of Regional Development has been appointed to represent the Budget and Control Board on the Committee.

06/10/98 Signed by Governor

06/04/98 Ratified R442

05/27/98 House concurred in Senate amendment, enrolled for ratification

05/20/98 Read third time, returned to House with amendment

05/19/98 Amended, read second time

04/14/98 Polled out of committee: Favorable

03/27/98 Introduced, read first time, referred to Senate Transportation Committee

03/26/98 Read third time, sent to Senate

03/25/98 Read second time

03/12/98 Committee Report: Favorable

05/14/97 Recommitted to Education and Public Works Committee

04/29/97 Recalled from Committee

01/14/97 Introduced, read first time, referred to House Education and Public Works Committee

**H. 3400** (1997 Budget Bill) House Ways and Means Committee

*Section 69.9 of the Part IB Provisos*

Notwithstanding any other provision of law, the Department of Transportation is hereby authorized to directly contract mass transit funds with any private operator of a mass transit system to provide service to the general public; provided, that a plan of service has been established and approved by the local general purpose government which has jurisdiction for the area to be served, and approved by the Department, the Transportation Commission and the federal government.

*Section 69.16 of the Part IB Provisos*

The Department of Transportation shall continue to carry out and enhance the coordination planning and demonstration process for public transportation funding and resources established during the prior fiscal year. Progress reports shall be submitted to the General Assembly at two intervals using the fiscal year--an interim progress report no later than January 15, 1998, and a follow-up report of progress and plans for the upcoming year no later than May 15, 1998. The intent of this proviso is to improve access and delivery of transportation services, especially in rural areas. In planning and developing mechanisms for increasing coordination of funding streams and resources at both the state and local levels, the Department of Transportation shall work with each agency that provides funding for transportation and assure input in the process from major local providers of transportation services to the public, including current providers of coordinated public service.

Any agency, local government or other entity, including non-profit organizations, using state funds or state-administered federal funds for the purpose of transporting private citizens on a regular basis, 1) must provide input and information as requested by the Department of Transportation in a timely manner and in a format specified by the Department of Transportation in order to update data on transportation resources for planning purposes and; 2) show evidence of progress toward the development of or participation in a coordination plan. The Department of Corrections, the Department of Education, school districts and institutions of higher education are exempt from the requirements of this section. No transportation funds may be provided to any entity not in compliance with the requirements of this section.

*Section 69.20 Part IB Provisos*

The Department of Transportation shall transfer \$100,000 above the normal allocation of mass transit funds to the Greenville Transit Authority.

07/28/97	Act No. A155
06/09/97	Ratified R22
06/05/97	Conference Committee Report adopted by House
06/05/97	Conference Committee Report adopted by Senate
04/30/97	Reported by Senate Finance Committee
03/13/97	Passed by the House
02/25/97	Introduced, read first time

**H. 4700** (1998 Budget Bill)

*Section 53.9 of the Part IB Provisos*

Notwithstanding any other provision of law, the Department of Transportation is hereby authorized to directly contract mass transit funds with any private operator of a mass transit system to provide service to the general public; provided, that a plan of service has been established and approved by the local general purpose government which has jurisdiction for the area to be served, and approved by the Department, the Transportation Commission and the federal government.

*Section 53.14 of the Part IB Provisos*

The Department of Transportation shall continue to carry out and enhance the coordination planning and demonstration process for public transportation funding and resources established during the prior fiscal year. Progress reports shall be submitted to the General Assembly at two intervals using the fiscal year--an interim progress report no later than January 15, 1998, and a follow-up report of progress and plans for the upcoming year no later than May 15, 1998. The intent of this proviso is to improve access and delivery of transportation services, especially in rural areas. In planning and developing mechanisms for increasing coordination of funding streams and resources at both the state and local levels, the Department of Transportation shall work with each agency that provides funding for transportation and assure input in the process from major local providers of transportation services to the public, including current providers of coordinated public service.

Any agency, local government or other entity, including non-profit organizations, using state funds or state-administered federal funds for the purpose of transporting private citizens on a regular basis, 1) must provide input and information as requested by the Department of Transportation in a timely manner and in a format specified by the Department of Transportation in order to update data on transportation resources for planning purposes and; 2) show evidence of progress toward the development of or participation in a coordination plan. The Department of Corrections, the Department of Education, school districts and

institutions of higher education are exempt from the requirements of this section. No transportation funds may be provided to any entity not in compliance with the requirements of this section.

06/30/98	Act No. A419
06/30/98	Signed by Governor
06/17/98	Ratified R536
06/16/98	Conference Committee Report adopted by House
06/04/98	Conference Committee Report adopted by Senate
04/30/98	Reported by Senate Finance Committee
03/05/98	Passed by the House
02/24/98	Introduced, read first time

## MOTOR FUEL

### **H. 3771** Primary sponsor: Sharpe

An act to clarify that the Superb Financial Responsibility Fund can pay claims directly, to require that the Department of Health and Environmental Control's intervention costs not affect the per occurrence coverage amounts, and to clarify that, as account and fund administrators, the State and Department do not assume additional liability when funding is insufficient; to clarify that any lender liability exemption is extended only to owners of petroleum product tanks; to require an annual registration fee for regulated tanks, to authorize the Department to assess penalties for late fees and to prohibit the Department from disbursing monies from the Superb Account or Superb Financial Responsibility Fund to owners or operators who owe fees or penalties; to clarify that any lender liability exemption is extended only to owners of petroleum product tanks; and to clarify the Department's authority to enforce the Act and to authorize the Department to suspend the dispersing of a petroleum product from tanks that pose an imminent hazard.

06/30/97	Act No. A88
06/10/97	Signed by Governor
06/04/97	Ratified R169
05/29/97	Read third time, enrolled for ratification
05/28/97	Read second time, notice of general amendments
05/27/97	Polled out of Committee: Favorable
05/01/97	Introduced, read first time, referred to Senate Medical Affairs Committee
04/30/97	Read third time, sent to Senate
04/29/97	Amended, read second time
04/16/97	Committee Report: Favorable with amendment
04/01/97	Introduced, read first time, referred to House Agriculture and Natural Resources Committee



**S. 631**      Primary sponsor: Leventis

Same as **H3771**, see above

04/09/97      Introduced, read first time, referred to Senate Medical Affairs  
Committee

## **II. BILLS NOT ENACTED INTO LAW DURING THE 1997-1998 SESSION**

### **BUILDING ENERGY EFFICIENCY**

**S.400** Primary sponsor: Alexander

To amend section 6-9-110, Code of Laws of South Carolina, 1976, relating to the exemption of state buildings from a Standard Building Code adopted by a county or municipality, so as to exempt buildings of school districts.

This bill exempts school districts from having to purchase from a county or municipality a permit, license, or other device utilized to enforce energy and other building standards. State agencies already have this exemption. School districts must have plans approved by the State Department of Education, which enforces Model Energy Code Standards.

05/27/98      Recommended to Committee

04/30/97      Committee report: Favorable with amendment

02/20/97      Introduced, read first time, referred to Judiciary Committee

### **UTILITIES**

**H.3414** Primary sponsor: D. Smith

To enact the "South Carolina Competitive Power Act" which requires the Public Service Commission to adopt a plan for restructuring the electric utility industry, requires electric utilities to file with the Public Service Commission a restructuring plan providing for customer choice, provides that all retail customers shall be permitted to choose their providers of electric generation services by a certain date, provides that local utilities shall be relieved of the traditional obligation to connect all customers within their service territory on nondiscriminatory terms and conditions, requires electric utilities to file with the Public Service Commission a plan for recovering stranded costs, and an oversight committee on electric utility restructuring.

This bill provides for deregulation of retail sales of electricity by January 1, 1998.

The House Labor, Commerce, and Industry Public Utilities Subcommittee held public hearings and numerous meetings on this bill during 1997 and 1998, but no bill was ever reported out of subcommittee.

02/06/97      Introduced, read first time, referred to House Labor, Commerce and Industry Committee

**S.346**      Primary sponsor: Rose

To enact the “Electric Industry Restructuring Act” which provides for legislative findings and declarations, requires the Public Service Commission to adopt a plan for restructuring the electric utility industry, requires electric utilities to file with the Public Service Commission a restructuring plan providing for customer choice, provides that all retail customers shall be permitted to choose their providers of electric generation services by a certain date, provides that local utilities shall be relieved of the traditional obligation to serve but shall have an obligation to connect all customers within their service territory on nondiscriminatory terms and conditions, requires electric utilities to file with the Public Service Commission a plan for recovering stranded costs, creates the Joint Legislative Oversight Committee on electric utility restructuring, and provides for related matters.

This bill provides for deregulation of retail sale of electricity by December 3, 2000. The Utility Subcommittee of the Senate Judiciary Committee held a few hearings in 1998 to discuss the bill.

02/11/97      Introduced, read first time, referred to Senate Judiciary Committee

**S.578**      Primary sponsor: Mescher

To create an electric industry deregulation task force to study and report on all phases of the electric utility system in order to determine the effectiveness and fairness of electric industry deregulation.

The Task Force would include 20 members, including representatives of the Public Service Commission, the Department of Consumer Affairs and the Department of Commerce, but not the SC Energy Office.

03/26/97      Introduced, read first time, referred to Senate Judiciary Committee

**H. 3700**      Primary sponsor: T. Brown

To create a joint electric power deregulation study committee to study all phases of the deregulation of electric power providers in South Carolina and the manner in which and circumstances under which electric power deregulation should be accomplished in this state.

The Committee would be composed of six legislators, two representatives of investor owned utilities, two representatives of electric cooperatives, and three at-large members appointed by the Governor.

03/20/97      Introduced, read first time, referred to House Labor, Commerce and Industrial Committee

**S.633**      Primary sponsor: Rose

To provide that no contract or agreement for the provision of electric power shall be permitted unless the entity proposing to provide the electric power is authorized by law to provide electric power on the date the contract or agreement is executed; and to further provide that any contract or agreement regarding the provision of electric power entered into between: (1) an entity that was not authorized to provide electric power on the date the contract or agreement was executed, and (2) a person to whom electric power is proposed to be provided by the entity when the entity is so authorized, is hereby declared void ab initio, whether the contract or agreement was executed before, on, or after the effective date of this action.

This bill would invalidate past, present, and future contracts with Electric Lite Company, the electricity marketer that is promoting retail electricity deregulation legislation in South Carolina.

04/09/97      Introduced, read first time, referred to Senate Judiciary Committee

**H. 3787**      Primary sponsor: Haskins

This bill establishes a Scholastic Excellence Through Educational Development Fund which provides merit-based scholarships to cover all tuition and fees to eligible resident students attending a state-supported college, university, or technical college of this state. It also states that the South Carolina Public Service Authority (Santee Cooper, the state-owned electric utility) shall annually pay \$60 million into the scholarship fund from its operating budget. Currently, Santee Cooper pays no local, state, or federal taxes, although it does pay certain amounts to state and local governments as fees in lieu of taxes.

04/01/97:      Introduced, read first time, sent to House Ways and Means Committee

**S. 84**      Primary sponsor: Wilson

Relating to the exemption of municipal utilities from regulation by the public limits of the Municipality Service Commission, so as to limit the exemption to a public utility's operations within the municipality's corporate limits; and relating to the prohibition on regulations by the Public Service Commission of contracts made by a municipality, so as to limit the prohibition to contracts made by a municipality with customers located within the corporate limits of the municipality.

This bill would allow the Public Service Commission to regulate municipal-owned electric utilities.

01/14/97      Introduced, read first time, referred to Senate Judiciary Committee

**H.4082**      Primary Sponsor: Easterday

This is to prevent long distance telephone companies, electric companies, and other utilities from switching the service of customers without the customers' permission.

05/28/98      Read second time, ordered to third reading with notice of general amendments  
05/28/98      Committee amendment adopted  
05/27/98      Committee report: Favorable report with amendment  
05/22/97      Introduced, read first time, referred to Senate Judiciary Committee  
05/22/97      Read third time, sent to Senate  
05/21/97      Amended, read second time  
05/15/97      Committee report: Favorable with amendment  
04/24/97      Introduced, read first time, referred to House Labor, Commerce and Industry Committee

**H. 4875**      Primary Sponsor: Haskins

To provide that on or before July 1, 1998, the State Budget and Control Board shall issue a Request for Proposals (RFP) soliciting bids for the purchase of the South Carolina Public Service Authority by a third party from the State of South Carolina, to stipulate the requirements of this Request for Proposals, to provide that the Budget and Control Board on or before January 1, 1999, shall open the bids and accept the highest suitable bid, to require the Public Service Authority to certify its assets and liabilities, and provide its certified income statements for the last five years and balance sheet to the Budget and Control Board for the purposes of this solicitation, to also require the Public Service Authority to cooperate with interested bidders in the preparation of their bid, and to provide civil remedies and penalties for failure to perform such requirements or to cooperate, to provide that if a suitable bid is accepted the revenue therefrom must be deposited in a fund

separate and distinct from the State General Fund to be entitled the “South Carolina Education Trust Fund,” to provide for the manner in which the principal of this trust fund shall be invested, to provide that the earnings from the trust fund shall be annually transferred to the State General Fund and used for Higher Education scholarships and grant purposes and for other educational needs as the General Assembly shall provide; and to repeal chapter 31 of Title 58 of the 1976 Code relating to the Public Service Authority upon final consummation of this purchase and sale.

This bill requires the Budget and Control Board to issue an RFP for the sale of Santee Cooper to a buyer in South Carolina. The revenue from this sale will become the “State Education Trust Fund.” This fund will be invested and 90 percent of the earnings will go into the state’s General Fund. The General Assembly will then decide where the earnings should go, with the first \$50 million going to education grants and scholarships.

03/24/98      Introduced, read first time, referred to House Ways and Means Committee

## TRANSPORTATION

**H. 3067**    Primary sponsor: Limehouse

To establish the South Carolina Transportation Infrastructure Bank Act and to provide for its powers and duties: to authorize the Bank to provide loans and other financial assistance to government units and private entities to finance public highway and transit projects; to authorize the Department of Transportation to fund the Bank with up to five percent of funds appropriated for the construction and maintenance of state highways to allow Federal grants, loan repayments, and other available amounts to be credited to the Bank; and to authorize lending to and borrowing by government units and private entities through the Bank.

Some portion of these funds could be used for mass transit.

01/14/97      Introduced, read first time, referred to House Labor, Commerce, and Industry Committee

**H. 3150** Primary sponsor: Haskins

To revise the speed limits along the state's highways.

Among other things, this bill generally changes fifty-five miles per hour zones to sixty miles per hour zones, and sixty-five miles an hour zones to seventy miles an hour zones. Increased speeds mean increased gasoline and diesel consumption.

04/02/98	Committee report: Favorable with amendment
03/17/98	Introduced, read first time, referred to Senate Transportation Committee
03/12/98	Read third time, sent to Senate
03/11/98	Amended, read second time
03/11/98	Request for debate withdrawn by Representatives: McMahan, Loftis, Leach, Mason, R. Smith
02/25/98	Co-Sponsor added: Rep. Leach
02/25/98	Co-Sponsor added: Rep. Loftis
02/24/98	Request for debate by Representatives: Walker, Stuart, Kennedy, Littlejohn, Leach, Loftis, McMahan, R. Smith, Mason, Beck, Barrett, Sandifer, Moody-Lawrence, Townsend, Scott
02/19/98	Co-Sponsor added: Rep. Baxley
02/19/98	Co-Sponsor added: Rep. Knotts
02/19/98	Co-Sponsor added: Rep. Scott
02/18/98	Committee report: Favorable with amendment
01/14/97	Introduced, read first time, referred to House Education and Public Works Committee

**H. 3173** Primary sponsor: Knotts

To provide that the maximum speed limit on an interstate highway is seventy miles per hour; and to repeal the state's fifty-five miles per hour maximum speed limit.

This bill is less comprehensive than H. 3150, but it would have the same effect as far as revising speed limits.

01/14/97	Introduced, read first time, referred to House Education and Public Works Committee
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**H. 3232** Primary sponsor: Simrill

To request the Department of Transportation to provide that the maximum speed limit along Interstate Highway 77 between exits 22 and 77 is seventy miles per hour.

This bill would raise the sixty-five miles per hour speed limit between Rock Hill and Columbia to seventy miles per hour.

01/15/97      Introduced, referred to Invitations and Memorial Resolutions  
Committee

**S. 1**      Primary sponsor: Passailaigue

Proposing an amendment to the Constitution of South Carolina, so as to authorize the issuance of state lottery bonds to be used for highway projects as provided for by the General Assembly; and an amendment so as to authorize lotteries conducted only by the state and to provide that a portion of the revenue derived from the lotteries be used as the basis for issuing bonds for highway projects as provided for by the General Assembly.

This bill would create a state lottery and, as written, allow the proceeds to be used for highways but not mass transit systems.

01/14/97      Introduced, read first time, referred to Senate Finance Committee

**S. 100**      Primary sponsor: Rose

To enact the Pupil Transportation Cost Effectiveness Act, so as to reduce school bus expenditures through the use of competitive contracts with private companies specializing in school pupil transportation and to provide for the manner in which and conditions under which such transportation services are provided.

This bill could allow public and private mass transit systems to operate school bus transportation systems.

01/14/97      Introduced, read first time, referred to Senate Education  
Committee

**S. 137**      Primary sponsor: Rose

To enact the local option gasoline tax.

This would allow a local option gasoline tax of up to five cents per gallon, with revenues to be used by local government for roads and bridges, water and sewer, and/or debt retirement. It makes no mention of potential use of funds for mass transit.

01/14/97      Introduced, read first time, referred to Senate Finance Committee

**S. 486**      Primary sponsor: Ravenel



To enact the South Carolina Infrastructure Bank Act so as to establish the South Carolina Transportation Infrastructure Bank, provide for its governance, powers and duties, and sources of capitalization including general fund transfers and mounds equal to one-half of annual state highway fund growth, and to provide a schedule of initial priority projects for bank financing; to dedicate one cent a gallon of gasoline tax revenues to the Bank; and amend Sections 12-28-2740, 12-28-2910, and 57-11-20, all as amended, to require interest earnings on the county transportation fund and other funds to be credited to the Bank established by the Act.

This bill provides funds for major highway and bridge construction, but does not include mass transit as a category eligible for transportation funding.

03/05/97      Unanimous consent that upon the report by the Committee on  
Transportation, the bill be committed to the Committee on Finance  
03/05/97      Introduced, read first time, referred to Senate Transportation  
Committee

**H. 4823**    Primary sponsor: Townsend

To amend Section 58-25-35, as amended, Code of Laws of South Carolina, 1976, relating to composition of a Regional Transportation Authority, so as to make a technical correction; and to amend Section 58-25-60, as amended, relating to sources of funds to operate a Regional Transportation Authority, so as to provide additional source of funds that may be used to operate a Regional Transportation Authority which include a sales tax on gasoline, a tax per gallon of gasoline sold, and a general sales tax.

This bill allows the governing bodies of the member cities and counties within the service area of the Regional Transportation Authority to levy a tax per gallon of gasoline sold, or general sales tax. These taxes would be used to fund the Authority.

03/18/98      Introduced, read first time, referred to House Ways and Means  
Committee

## RECYCLING

### **H. 3606** Primary sponsor: Sharpe

To amend the “South Carolina Solid Waste Policy and Management Act of 1991” so as to, among other things, change the definitions of “recovered materials”, “recovered materials processing facility”, and “used oil”, and delete the fee of ten dollars a ton on solid waste generated out of state and disposed of in South Carolina, make changes regarding the duties of the Office of Solid Waste Reduction and Recycling, change the provisions regarding the purposes of the Solid Waste Management Trust Fund, and require public notice of the submittal of a site hydrogeologic characterization report for a new municipal solid waste landfill or for a lateral expansion of an existing municipal solid waste landfill; and to repeal Section 44-96-230, relating to the requirement that the Office of Solid Waste Reduction and Recycling establish and have trademarked a state recycling symbol.

This bill contains numerous technical amendments to the Solid Waste Management Act.

05/28/98	Read second time, notice of general amendments, carrying over all amendments to third reading
05/27/98	Committee report: Favorable with amendment
05/01/97	Introduced, read first time, referred to Senate Medical Affairs Committee
04/30/97	Read third time, sent to Senate
04/29/97	Read second time
04/29/97	Request for debate by Representative Robinson
04/29/97	Request for debate withdrawn by Representatives Cooper, Sandifer, Barrett, Whatley, McCraw, Phillips, Trotter
04/22/97	Request for debate by Representatives Cooper, Sandifer, Barrett, Whatley, McCraw, Phillips, Trotter, Law and Webb
04/22/97	Amended
04/16/97	Committee Report: Favorable with amendment
03/06/97	Introduced, read first time, referred to House Agriculture and Natural Resources Committee

### **H. 3623** Primary sponsor: Sharpe

Relating to the state’s solid waste policy, so as to distinguish between “collection”, “disposal”, “processing”, and “recycling” as applied to facilities managing waste tires; and to include distinctions among waste tire management, to provide for a tipping fee on oversized waste tires, to refine the retailer-wholesaler refund program, to revise requirements and priorities for use of grant funds from the Waste Tire Trust Fund, to update references to the Office of the

Governor and the Solid Waste Advisory Council, and to require recordkeeping and reporting by waste tire facilities.

This bill changes current law by allowing retailers to receive a \$1.00 refund only for tires sent to recycling facilities, rather than either recycling or permitted landfill facilities. It also provides for classifications and closes loopholes.

05/28/98	Read second time, ordered to third reading with notice of general amendments
05/28/98	Committee amendment adopted
05/27/98	Committee report: Favorable with amendment
04/29/97	Read first time, referred to Senate Medical Affairs Committee
04/24/97	Read third time, sent to Senate
04/23/97	Amended, read second time
04/16/97	Committee Report: Favorable with amendment
03/11/97	Introduced, read first time, referred to House Agriculture and Natural Resources Committee

### MOTOR FUEL

**S.322** Primary sponsor: Elliot

To include aboveground storage tanks in the definition of underground storage tanks.

02/05/97	Introduced, read first time, referred to Senate Medical Affairs Committee
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